

Tab 2

IN THE COURT OF COMMON PLEAS
OF VENANGO COUNTY, PENNSYLVANIA

- - -

VALERIE W. WAKEFIELD,)
)
Plaintiff,)
) CIVIL DIVISION
vs.) No. 290-2005
)
JOY MINING MACHINERY COMPANY,)
)
Defendant.)

- - -

DEPOSITION OF VALERIE W. WAKEFIELD
FRIDAY, SEPTEMBER 15, 2006

- - -

Deposition of VALERIE W. WAKEFIELD, called as a
witness by the Defendant, taken pursuant to Notice of
Deposition and the Pennsylvania Rules of Civil
Procedure, by and before Carla L. Lennartz, a Court
Reporter and a Notary Public in and for the
Commonwealth of Pennsylvania, at the Franklin Club,
1340 Liberty Street, Franklin, Pennsylvania,
commencing at 9:10 a.m. on the day and date above set
forth.

- - -

1 Q. How were they paid?

2 A. Biweekly payroll.

3 Q. So they were employees of Artistic
4 Impressions?

5 A. Yes.

6 Q. Did Artistic Impressions pay all
7 appropriate employment taxes and wage taxes?

8 A. Yes.

9 Q. And business taxes?

10 A. Yes.

11 Q. Income taxes?

12 A. Yes.

13 Q. When did you start working for Joy?

14 A. August 6th, 2001.

15 Q. What was the first job you held?

16 A. Cleaning service person.

17 Q. Is that the job you held continuously
18 with Joy?

19 A. Yes.

20 Q. How did you become aware that the job
21 was available?

22 A. Harold had told me there was a posting
23 up for that job.

24 Q. How did you apply for the job?

25 A. Went to CareerLink in Oil City and

1 Q. Did Harold have any of his fits
2 directed at Justin?

3 A. Yeah.

4 Q. What generally would cause those to
5 occur?

6 A. That Justin would take tools out of the
7 garage, take them to other people's homes and
8 not bring them back; and if he brought them
9 back, they were usually broke.

10 Q. Did you ever ask Harold to seek
11 counseling or treatment for his fits?

12 A. I don't think I have.

13 Q. Did he ever want to? Did he ever
14 volunteer to?

15 A. No.

16 Q. Did he see them as a problem?

17 A. No.

18 Q. When did you first meet Larry Meade?

19 A. Probably not too long after I started
20 work that he would be in the area that I worked
21 in. He would be talking to the fellows that I
22 would be picking the garbages up from and he
23 would just say hi.

24 Q. Did he introduce himself to you?

25 A. I don't think, no.

1 Q. So he was just another person that
2 worked at Joy?

3 A. Yeah.

4 Q. What area did you work in when you
5 first started working at Joy?

6 A. I worked the second floor, the MIS area
7 and the -- we call it the corporate area where
8 the president, the vice-president and stuff,
9 they have an area that's locked, they have a
10 separate secretary, they have offices in there.
11 I worked in that area; and then I worked on the
12 first floor with -- the payroll area is what I
13 would call it.

14 Q. At the same time you were working the
15 second floor and you were assigned to that
16 area, you were also assigned to this area on
17 the first floor?

18 A. Yes.

19 Q. How many cleaning people were in the
20 administrative building per shift?

21 A. Three of us.

22 Q. How many floors are in the building?

23 A. Four.

24 Q. Am I correct in assuming that the three
25 of you roughly each covered a third of the

1 Q. When did your shift begin?

2 A. Seven a.m.

3 Q. When did it end?

4 A. Three p.m.

5 Q. When did most of the non-cleaning staff
6 who worked in the building arrive?

7 A. Some arrive at six; some arrive at
8 seven; some arrive at eight; some arrive at
9 nine.

10 Q. Some leave when?

11 A. Anywheres from three, four, five and
12 six.

13 Q. So you said you first recall seeing
14 Larry Meade shortly after you began working at
15 Joy; correct?

16 A. Ah-huh.

17 Q. And that was about August 2001?

18 A. Yeah.

19 Q. From the time you started working at
20 Joy in August of 2001 until the end of that
21 year, December 2001, anything about Larry Meade
22 stand out in your memory?

23 A. That he was always talking to the guys
24 when I went through.

25 Q. That's it?

1 A. Yeah, that's it.

2 Q. Did you and Larry Meade have any
3 conversations during that time period, August
4 2001 to the end of the year 2001?

5 A. Maybe just, hi, how are you doing
6 today, how is your day going. That would be
7 about it.

8 Q. Just exchanging pleasantries?

9 A. Yeah.

10 Q. Let's move ahead to January of 2002.
11 Between January of 2002 and April of 2002, did
12 you have any contact with Larry Meade other
13 than just exchanging of pleasantries?

14 A. Basically if I was cleaning the water
15 fountain right outside of the corporate office
16 area he would just stop and say, how you doing
17 today, how is everything going, have you seen
18 Laura today. Just ask me just basic questions;
19 and then they just came more frequently,
20 different times, but it was -- it was just
21 basic stuff.

22 Q. Again, just nondescript pleasantries?

23 A. Yeah.

24 Q. When did you first learn that Mr. and
25 Mrs. Meade had lost a son?

1 A. I'm going to say maybe two weeks before
2 Harold and I lost Justin.

3 Q. How did you learn that?

4 A. He was telling me about it.

5 Q. How did that come about?

6 A. I really don't remember. Just in a
7 conversation.

8 Q. Did he seem sad about it?

9 A. Yeah.

10 Q. Did this conversation take place in a
11 public area in the building?

12 A. It was right outside the restrooms
13 there on the second floor.

14 Q. Where did Larry Meade work?

15 A. Over with the -- oh, gosh. I can't
16 remember what they're called.

17 Q. It's okay. Take your time.

18 A. Engineers.

19 Q. Did you clean the engineering office,
20 the engineering space?

21 A. I cleaned the third floor.

22 Q. Is that where Larry Meade's space was?

23 A. No.

24 Q. No?

25 A. No. I never cleaned his area unless

1 somebody was off sick or was on vacation. Then
2 I had to.

3 Q. Who did clean that area?

4 A. Jordan.

5 Q. Doug Jordan? Okay.

6 What floor was Larry Meade's office
7 space on?

8 A. The second floor.

9 Q. On the second floor. Did Larry have an
10 office?

11 A. None of those guys really have offices.
12 It's like little cubicles that they have. A
13 lot of them are open areas. They just have a
14 desk, another desk sitting beside them, another
15 desk sitting beside them and a hallway or an
16 entryway that walks along.

17 Q. Is that what Larry's work space was
18 like?

19 A. Yeah.

20 Q. An open desk area?

21 A. Yeah.

22 Q. Were there any cubicle walls partway
23 up?

24 A. I think either behind him or in front
25 of him. I can't remember which.

1 Q. Did Larry tell you how long ago it had
2 happened?

3 A. I think he did, but I don't remember.

4 Q. Did you think of it as being a recent
5 event in Larry's life or ancient history?

6 A. No, to me it was like a recent -- per
7 se two, three years maybe.

8 Q. Did you have any sympathy for Larry and
9 his wife when he shared that with you?

10 A. Yeah.

11 Q. Before April of 2002, had you ever
12 mentioned Larry Meade at home to your husband?

13 A. No. I had no need to.

14 Q. When Larry told you about the loss of
15 his son, did you tell Harold about it?

16 A. I don't remember. Maybe just in a
17 conversation I said there was a guy that told
18 me he lost his son today and I just can't
19 imagine going through something like that,
20 losing a child.

21 Q. You may have said that to Harold?

22 A. Yeah. Yeah.

23 Q. Between the time you began working at
24 Joy and April of 2002, did Larry ever tell you
25 any jokes?

1 A. He was always telling people jokes.

2 Q. Did he ever tell you jokes?

3 A. Yeah.

4 Q. Were you ever offended by any of them?

5 A. I just basically sloughed them off. I
6 was just like, here's another one.

7 Q. Did you ever remember the joke and
8 repeat it to anyone else?

9 A. No.

10 Q. Did you ever tell the jokes to Harold
11 when you got home?

12 A. No. I'm not a joke person, so. I
13 don't remember those things.

14 Q. Mrs. Wakefield, could you please tell
15 me about the day that Larry Meade came to your
16 home after you lost Justin?

17 A. I just basically remember there was a
18 lot of people coming in and out of our house.
19 The front door was open. I had just come
20 downstairs because I had gotten dressed, I was
21 trying to find my shoes; and when I got to the
22 bottom of the stairs, I looked out the door and
23 he was walking up our driveway; and then he
24 just came to the door and just gave me a really
25 big hug and just kept saying, I'm so sorry, I'm

1 so sorry.

2 Q. Take your time.

3 A. That's when I introduced him to Harold;
4 and then Harold and him just kept talking. The
5 next thing I knew he was leaving.

6 Q. How long was the visit?

7 A. It was real quick. It was maybe five,
8 ten minutes long.

9 Q. Did Larry share with Harold at that
10 time the fact that Larry and his wife had lost
11 their son?

12 A. Ah-huh.

13 Q. Did he share any details about that
14 loss with Harold at that time?

15 A. He just said he knows exactly what we
16 were going through, that he could help us if we
17 ever needed help.

18 Q. Did you find that comforting?

19 A. Yeah.

20 Q. Did Harold?

21 A. Yeah.

22 Q. You said there were other people coming
23 to the house that day and that your front door
24 was open. Were any of your other visitors from
25 Joy?

1 A. There were so many people. I can't
2 remember.

3 Q. Anybody that Harold worked with?

4 A. Yeah, there was a lot of people that he
5 worked with.

6 Q. That came to the house that day?

7 A. Yeah.

8 Q. If you can remember, did Larry come to
9 the calling hours?

10 A. There were so many people. I don't
11 remember.

12 Q. If you can remember, did Larry attend
13 Justin's funeral?

14 A. I have no idea.

15 Q. Do you remember if Larry sent flowers?

16 A. I don't remember.

17 Q. A card?

18 A. I think he -- I don't know. I still
19 have all the cards, but I don't look at them.
20 So I don't know.

21 Q. So nothing stands out --

22 A. No.

23 Q. -- with regard to Larry other than him
24 coming to the house that morning?

25 A. I think he made -- I'm pretty sure he

1 made a phone call maybe two days later, but
2 Harold answered the phone. He talked to
3 Harold, wanted to know how we were doing.
4 Basically that was it.

5 Q. You took some time off after the
6 funeral. When did you go back to work?

7 A. It was at the end of April sometime. I
8 can't remember the exact date. I think it was
9 maybe the last week of April.

10 Q. Prior to the loss of Justin, had you
11 lost any family members to death in your life?

12 A. My grandmother and my grandfather.

13 Q. How old were you when you lost them?

14 A. I lost a grandmother when I was in
15 sixth grade; and then I had lost my grandfather
16 when I was married to Harold; and I lost my
17 other grandmother and grandfather when I was
18 married to Harold, during the time I was
19 married to Harold.

20 Q. Prior to the loss of Justin, had Harold
21 lost any family members?

22 A. His father and sister.

23 Q. When did that happen?

24 A. I don't exactly know the exact time.
25 It was before him and I were together. He has

1 A. Both places.

2 Q. Did you have anybody at work that was
3 particularly supportive of you and helpful to
4 you after Justin died?

5 A. Cornelia Adams.

6 Q. Did you know Cornelia before --

7 A. Yeah.

8 Q. -- you lost Justin?

9 How did you know Cornelia?

10 A. She worked in the HR department; and, I
11 don't know, if you wanted insurance papers or
12 anything, forms or anything like that, you
13 would ask her for them. So I just knew her
14 basically by Cornelia.

15 Q. Did you clean in the area where
16 Cornelia worked?

17 A. Not at that time, no.

18 Q. What was it about Cornelia that made
19 her so supportive?

20 A. When I come back to work, she had came
21 to me and told me that she had lost a son and
22 that if I needed someone to talk to at any
23 time, 24 hours a day, seven days a week, that
24 she was there for me.

25 Q. Did you find that helpful?

1 A. Yeah.

2 Q. Did you take her up on her offer?

3 A. Yeah.

4 Q. In what way?

5 A. I would just -- maybe not every single
6 day, but I would stop and ask her different
7 questions about feelings I was having, is that
8 normal, is it not normal, what could I expect
9 next. She would ask me about how Jonathan was
10 doing. She was really concerned about Jonathan
11 because she had a daughter and she said that --
12 that's how I found out about they go through
13 things differently than what adults do. She
14 tried helping me with Jonathan, also; and she
15 had a couple books that she gave me that I
16 read.

17 Q. You read them. Do you remember what
18 they were?

19 A. One was support of going through a lost
20 loved one. The other one was about losing a
21 child.

22 Q. Did you and Cornelia ever discuss how
23 the loss of a child affected the marital
24 relationship?

25 A. Yeah.

1 Q. Was she helpful in that regard?

2 A. Yeah.

3 Q. Is it fair to say that there was some
4 tension between you and Harold following
5 Justin's death?

6 A. Ah-huh.

7 Q. How did that tension between you affect
8 your relationship?

9 A. I was pretty much withdrawn. I didn't
10 even want to hear his name.

11 Q. I'm sorry. Whose name?

12 A. Justin's. Harold, on the other side,
13 days he wanted to talk about him, I didn't want
14 to talk about him. It's just like if I had a
15 lot to do at work, especially if I had to do a
16 lot of vacuuming and mopping, I'd be really
17 tired when I'd come home and just wanted to
18 crawl in a corner and just not socialize and
19 Harold would get upset about that.

20 Q. Because he wanted to talk more?

21 A. Yeah. Yeah.

22 Q. Were there times when the opposite
23 happened?

24 A. Yeah.

25 Q. That you were ready and able and

1 willing and wanting to talk and Harold wasn't?

2 A. Yeah. Yeah. There's just so many
3 things that's going through your mind and you
4 don't know what the other person is thinking,
5 should I say something to them today, should I
6 not say something to them today; and Cornelia
7 helped me through that because she just
8 explained to me that the death of her son is
9 why her and her husband were divorced and she
10 just pressed the issue, please don't let that
11 happen to yourself. Please, she goes, don't
12 let that wreck your marriage.

13 Q. What kind of advice did she have for
14 you to prevent that from happening?

15 A. Keep talking.

16 Q. Did you try?

17 A. Yeah.

18 Q. Did you share with Harold the fact that
19 Cornelia was helping you through these issues?

20 A. Yeah.

21 Q. Did Harold know Cornelia?

22 A. Yes.

23 Q. Was there anything that Cornelia said
24 or did that you felt was intrusive?

25 A. What do you mean "intrusive"?

1 Q. Did you ever feel as though Cornelia
2 was too interested in helping you?

3 A. No.

4 Q. So it's fair to say you were fully
5 receptive to any help that Cornelia had to give
6 to you?

7 A. Ah-huh.

8 Q. Is it fair to say that you were fully
9 engaged with Cornelia whenever she would
10 approach you to talk about issues?

11 A. Ah-huh.

12 Q. Were there times when she initiated the
13 contact?

14 A. Yeah.

15 Q. And times when you initiated the
16 contact?

17 A. Ah-huh.

18 Q. Did you ever meet with Cornelia outside
19 of the workplace to talk about issues?

20 A. No.

21 Q. Did you ever talk to each other on the
22 phone after hours --

23 A. Yeah.

24 Q. -- about issues?

25 Would you call her?

1 A. Yeah.

2 Q. And would she call you?

3 A. No, not that I recall.

4 Q. Would you call her at home?

5 A. Yeah.

6 Q. About how often did that happen?

7 A. Maybe just a couple of times. It
8 wasn't a lot because I usually seen her at
9 work.

10 Q. Were those out-of-office contacts
11 relatively recent to the loss or was it several
12 months later?

13 A. No. It was probably I'm going to say
14 maybe four to five months after the loss.

15 Q. So she was easy to talk to?

16 A. Ah-huh.

17 Q. Were you able to talk to her about
18 difficult issues?

19 A. Yeah.

20 Q. You found that she was receptive and
21 easy to talk to?

22 A. Ah-huh.

23 Q. When did you begin counseling with
24 Susan Stewart?

25 A. Sometime after the death of Justin. I

1 A. No.

2 Q. Are you still seeing a psychiatrist?

3 A. No.

4 Q. When is the last time you saw a
5 psychiatrist?

6 A. I don't remember. It was Jennifer, so.

7 Q. Jennifer?

8 A. Pasternack.

9 Q. Oh, okay. So the last psychiatrist you
10 saw was Dr. Pasternack?

11 A. Yeah.

12 Q. And that has not -- you haven't seen
13 her since she moved to an office in Warren?

14 A. Right.

15 Q. Forgive me. How far is Warren from
16 here?

17 A. It's quite a ways.

18 Q. Like a half an hour, an hour?

19 A. I'm thinking two and a half hours.

20 MS. COCHENOUR: Off the record.

21 (Brief recess.)

22 Q. When you returned to work at the end of
23 April of 2002, what is your first memory of
24 seeing Larry Meade?

25 A. I just remember him coming up to me,

1 just asking me, how is everything going, are
2 you doing okay. Just a basic, brief
3 conversation.

4 Q. Do you remember when that happened?

5 A. First day I was back.

6 Q. What happened after that? Let's say
7 take me to May. Do you have any recollection
8 of anything happening with Larry in May of
9 2002?

10 A. He would make it a point to see me
11 every single day no matter what I was doing,
12 where I was at. Just checking on you, seeing
13 how you're doing.

14 Q. Were you generally doing okay?

15 A. There was days no. He would ask me,
16 you know, you're not looking good today, what's
17 wrong?

18 Q. This was in May?

19 A. Yeah. Yeah. And then if he didn't see
20 me he would ask somebody if they seen me, where
21 was I. It just seemed that he made it a point
22 that he had to see me every day.

23 Q. That's your assumption, that he had to
24 make it a point to see you every day?

25 A. He did make it a point to see me every

1 day.

2 Q. When you say "make it a point," what do
3 you mean?

4 A. That if I wasn't in an area that he
5 thought I should be in, he would ask somebody
6 where I was at, because then the next day they
7 would say, hey, Larry was asking about you.

8 Q. This was in May?

9 A. Yeah.

10 Q. How about June?

11 A. Basically the same.

12 Q. When he would see you, about how long
13 would the two of you be in each other's
14 company?

15 A. Maybe two minutes. Maybe three
16 minutes. Maybe five minutes. All depends on
17 what we were talking about that day.

18 Q. Anything else about June 2002 that you
19 wanted to tell me?

20 A. It's been so long ago. I can't
21 remember everything. I just know that if I
22 would be cleaning a restroom, and I'd always
23 put the signs up, he would bypass the sign and
24 come right in.

25 Q. In the ladies' room?

1 A. In the men's room.

2 Q. Which men's room?

3 A. The one outside -- on the second floor
4 outside of Peggy Doyle's office. She works in
5 there with the president and stuff.

6 And then down toward the end of the
7 hall, the MIS area, it's around the corner.
8 That one there, too.

9 Q. How close are those restrooms to where
10 Larry works?

11 A. You have to go through a doorway, down
12 some steps, through another double doorway to
13 his area. It was on the same floor, but you
14 had to go through some doors and up some stairs
15 and through another door and down a hallway to
16 get to where I was at, my area was at.

17 Q. Was there a men's room closer to where
18 Larry worked than the one you described outside
19 of Peggy Doyle's office?

20 A. It was probably -- yeah, I'd say.

21 Q. How much closer?

22 A. Not a lot, but it was on his floor
23 where he didn't have to go through any doorways
24 or up any stairs or anything.

25 Q. When was this happening? When was the

1 first time you recall Larry Meade coming into
2 the men's room that you were cleaning?

3 A. Late May, early June.

4 Q. How many times did he do that in May?

5 A. I really can't recall how many.

6 Q. Once or twice?

7 A. Yeah.

8 Q. How about in June, did he do it in
9 June?

10 A. Yeah, quite a few.

11 Q. Once a week, once a day?

12 A. Maybe three times a week.

13 Q. How long would he be in the restroom
14 with you?

15 A. Maybe two, three, four, five minutes.

16 Q. Did you ask him to leave because you
17 were cleaning?

18 A. Lots of times I did, yeah. Maybe a
19 couple times I didn't because he was telling me
20 a story about what he did the night before at a
21 fire rescue and I wanted -- the story was
22 interesting and I just wanted to hear the
23 story; and then he left.

24 Q. Sometimes he would tell you interesting
25 stories?

1 A. Yeah. Yeah.

2 Q. So every time he talked to you in May
3 and June it was not about his son or your son?

4 A. Sometimes it was; sometimes it wasn't.

5 Q. At any time in May of 2002, did you
6 tell anyone in HR what was happening?

7 A. No.

8 Q. At any time in June of 2002, did you
9 tell anybody what was happening?

10 A. No.

11 Q. Let's go to July of 2002. What was
12 happening in July of 2002?

13 A. Basically the same thing that was
14 happening in June.

15 Q. And that is you would see him on a
16 daily basis?

17 A. Ah-huh.

18 Q. He would talk to you about different
19 things?

20 A. Yeah.

21 Q. Sometimes his son?

22 A. Yeah.

23 Q. Sometimes your son; sometimes
24 conversations completely unrelated to your son?

25 A. Yeah; because my son raced a go-cart at

1 that time and he would ask me how Jonathan was
2 doing with his racing and where we went racing
3 at, because we went to various places racing;
4 and he would say about he went over the weekend
5 to visit his son in Pittsburgh, his youngest
6 son in Pittsburgh, and they ate at
7 such-and-such a restaurant and just things like
8 that.

9 Q. Other than the fact that some of the
10 conversations occurred in the men's room, was
11 there anything troublesome about the
12 conversations?

13 A. Not at that time, no.

14 Q. And we're in July of 2002; correct?

15 A. Same thing.

16 Q. At any time in July of 2002, did you
17 tell anyone in HR that you were having problems
18 with Larry Meade?

19 A. No.

20 Q. Who was your supervisor in May, June
21 and July of 2002?

22 A. Wade. I can't remember his last name.
23 He's retired.

24 Q. Wade with a D?

25 A. Yeah. That's his first name, Wade.

1 Q. At any time in May, June or July of
2 2002, did you have any discussions with or tell
3 Wade what was happening with Larry Meade?

4 A. No.

5 Q. In August of 2002, what was happening?

6 A. He started asking more personal
7 questions, like what kind of underwear did I
8 have on that day. I would tell him, none of
9 your business. He would walk up and tell me
10 how pretty I was that morning. He would just
11 say different things about, I don't know why
12 you're working here, you could be working
13 somewhere glamorous; and I told him that I
14 didn't need to be, that I like this job, I was
15 comfortable with this job, I enjoyed it.

16 And it just kept getting more frequent.
17 Each week he would add more to these
18 conversations. He made a comment to me one
19 time about I would look good in a bikini.

20 Q. This was all in August of 2002?

21 A. Ah-huh. He told me that he had a boat
22 that matched the same color as my Jeep, that I
23 would look good on the boat; and I told him I
24 didn't care to be on his boat. He told me
25 about his family having some kind of a cottage

1 in Florida that they go to every year, that if
2 I wanted to that I can go with him there and I
3 can lay on his boat out in the sun; and I told
4 him I didn't want to.

5 Q. Anything else happening in August of
6 2002?

7 A. Not that I can think of off the top of
8 my head.

9 Q. Did you think he was really serious
10 about wanting you to go to Florida and be on
11 his boat?

12 A. At first, no. At first I just thought
13 he was making talk, just flapping his lips
14 about whatever came to the top of his mind at
15 that time.

16 Q. At any time in August of 2002, were you
17 offended by any of the comments Larry made?

18 A. About the underwear and the bikini and
19 stuff, yeah.

20 Q. What in particular made you
21 uncomfortable? Be specific.

22 A. Well, when he started commenting about,
23 what kind of underwear do you wear.

24 Q. How often did he do that in August?

25 A. I'm thinking maybe once or twice.

1 Q. At any time in August of 2002, did you
2 tell him, Larry, these conversations are
3 getting different, stop it?

4 A. I told him -- yes. I said, I think
5 there comes a time when enough is enough. I
6 don't mind you asking me about Jonathan and
7 daily things that's going on, but I don't want
8 to hear any more comments about what I'm
9 wearing, what I look like. Please don't bring
10 any more of that stuff up.

11 Q. When did you specifically say that to
12 him?

13 A. The end of August.

14 Q. What was his reaction?

15 A. He said, okay.

16 Q. In August of 2002, did you go to anyone
17 at HR and complain about Larry?

18 A. No.

19 Q. Did you complain to your supervisor
20 about Larry in August of 2002?

21 A. No.

22 Q. Is that all that happened in August?

23 A. As far as I can recall, yes.

24 Q. In preparing yourself for your
25 deposition today, did you review any documents

1 just said that we could go any time.

2 Q. Did you really think he was serious
3 about the two of you just picking up and going
4 to Florida together at the drop of a hat?

5 A. Days yes and days no, because I told
6 him I wasn't going because I had my own family
7 to do things with and I wasn't going nowhere
8 with him.

9 Q. What else was happening in September of
10 2002?

11 A. I can't remember if it was September or
12 October. He asked me to his house -- to come
13 to his house after work some day to look at the
14 oil painting that he had of his son, that he
15 thought maybe I would want one of my son, that
16 it was -- the person that did it did it very,
17 very nice; and he kept inviting me to go to the
18 cemetery to see his son's headstone.

19 Q. Can we go back to the oil painting for
20 a second? Would that have been something that
21 would have interested you, to have an oil
22 painting of Justin?

23 A. No.

24 Q. Did you tell Larry that?

25 A. Yes.

1 Q. How many times did he ask you or invite
2 you to see the painting?

3 A. Two or three times.

4 Q. I interrupted you. You were going to
5 say that he also asked you to go to the
6 cemetery.

7 A. Cemetery to see his son's headstone.
8 The reason he brought that up was because we
9 were in the process of getting one for our son
10 and I was just putting things through, just
11 ideas of what we wanted to do and what exactly
12 we wanted to put on it and stuff; and he
13 thought maybe it would help if I seen his
14 son's.

15 Q. So you shared with Larry the fact that
16 you and Harold were making plans for Justin's
17 headstone and it was that that prompted Larry
18 to invite you to the cemetery to see his son's?

19 A. Ah-huh.

20 Q. Are your sons in the same cemetery?

21 A. No.

22 Q. Where is Larry's son?

23 A. I think in Seneca.

24 Q. Did you ever go see his son's grave
25 site?

1 that Wal-Mart and where he lives?

2 A. No. It's in between here and where he
3 lives.

4 Q. So pretty much the only Wal-Mart in
5 town?

6 A. Yeah. Yeah.

7 Q. Okay. Anything else happening in
8 September and October with regard to Larry that
9 you recall?

10 A. If there is, I have it written in my
11 diary and I can't think of it right now.

12 Q. Are the things that you just shared
13 with me the most important things that happened
14 in September, October?

15 A. Yeah.

16 Q. Are the things that you just testified
17 to the most important things that happened in
18 May, June, July and August?

19 A. Yeah.

20 Q. In September and/or October of 2002,
21 did you report any of what was happening with
22 Larry Meade to your supervisor?

23 A. No.

24 Q. Did you report it to anyone at human
25 resources?

1 A. No.

2 Q. When you got home from Wal-Mart that
3 night, did you mention to Harold that you had
4 seen Larry at Wal-Mart?

5 A. No.

6 Q. Did you introduce Larry to Jonathan?

7 A. Yes.

8 Q. Is that the first time they had met?

9 A. Yes.

10 Q. Did Jonathan ask you who Larry was?

11 A. No.

12 Q. How old was Jonathan then?

13 A. 12, 13.

14 Q. Had you told anybody that day at work
15 that you were taking Jonathan to Wal-Mart to
16 get his picture taken?

17 A. Yeah.

18 Q. Who did you tell?

19 A. Some of the girls I talk to.

20 Q. More than one of them --

21 A. Yeah.

22 Q. -- at a time?

23 A. Yeah.

24 Q. So you told a group of girls?

25 A. Ah-huh.

1 Q. How do you know he called Cornelia?

2 A. Because Cornelia paged me.

3 Q. And what did she tell you?

4 A. She said, Larry is looking for you, he
5 wants to talk to you; and I asked her, what
6 about? She says, I don't know.

7 Q. And then what happened?

8 A. I let it go.

9 Q. You didn't call him?

10 A. No.

11 Q. Did you ever tell -- during the period
12 May through October of 2002, did you tell
13 Cornelia any of this information about Larry
14 Meade?

15 A. No.

16 Q. No. Let's go into November of 2002.
17 Did anything happen in November of 2002 that
18 was of any interest?

19 A. No, because I basically kept my routine
20 of cleaning not the same every day so that I'd
21 mix it up so he wouldn't see me at different
22 times. When I did see him, he would try
23 talking to me and I would just tell him I was
24 busy, I had to keep moving.

25 Q. When was it -- you said the end of

1 August you said to Larry, enough, I don't mind
2 you talking to me about Jonathan, I don't mind
3 you talking to me about Justin, and I suppose
4 you said to him, I don't mind you talking to me
5 about your son, right, because -- am I correct
6 in assuming that the fact that you both had
7 this mutual tragedy and you both had each other
8 to talk to about it was beneficial to both of
9 you?

10 A. Right.

11 Q. So that was okay with you?

12 A. Ah-huh.

13 Q. In September, October and November then
14 did he stop the other things that were
15 bothering you in August?

16 A. Yeah.

17 Q. No longer asked you about your
18 underwear?

19 A. No.

20 Q. No longer invited you to Florida?

21 A. No.

22 Q. Did he say or do anything in November
23 that was problematic?

24 A. Not really. He would just -- when he
25 did see me, he would just say, hi, how are you

1 doing today? Are you still planning your trip
2 to Florida to see Harold's brothers? Yeah.

3 Q. How did he know that you were planning
4 a trip to Florida to see Harold's brothers?

5 A. Because whenever he said he was
6 planning a trip, I told him we were planning a
7 trip.

8 Q. And were you?

9 A. Yeah.

10 Q. So November comes and goes and is
11 relatively incident free as Larry Meade goes?

12 A. Ah-huh.

13 Q. How about December?

14 A. Basically the same thing.

15 Q. Same thing as November?

16 A. Ah-huh.

17 Q. Incident free, nothing bad happens with
18 Larry?

19 A. Not really, no.

20 Q. Nothing happened in November or
21 December that you felt you should report to
22 human resources?

23 A. No.

24 Q. Nothing happened in November or
25 December of 2002 that you felt you should talk

1 to Harold about?

2 A. Not that I'm aware of.

3 Q. Okay. In December of 2002, was that
4 when you had your family trip to Florida?

5 A. Yes.

6 Q. How was the trip?

7 A. Wonderful. Was there over Christmas.

8 Q. So in November and December you don't
9 tell anybody in HR anything about Larry Meade?

10 A. No.

11 Q. Things are quiet as it goes between you
12 and Larry in those months?

13 A. Yeah.

14 Q. January of 2003?

15 A. I was in the hospital for a week, maybe
16 four days, due to dehydration from the flu.

17 Q. Did you say "due to dehydration from
18 the flu"?

19 A. Yes. So I had gone back to work maybe
20 like January 2nd; and then I didn't go back to
21 work till somewhere around the 15th, 16th due
22 to my sickness.

23 Q. You took a couple of weeks off?

24 A. Yeah. Yeah.

25 Q. So you literally didn't see Larry for a

1 me. Are you okay? Are you okay? How is
2 Jonathan doing? Is he sick? How is Harold
3 doing? Is he sick? Things like that.

4 Q. In January?

5 A. Yeah.

6 Q. Nothing bad happening, though?

7 A. I can't remember if it was -- it's in
8 that time frame there, end of January into
9 February, where I was in a restroom, in the
10 men's restroom, cleaning near Peggy Doyle's
11 office; and I always do this thing where, is
12 anybody in here? And if nobody responds, then
13 I set my sign up and I go in and start cleaning
14 the men's restroom. Well, he started doing
15 that to me.

16 Q. I'm sorry, started doing what to you?

17 A. Hollering, is anybody in here, knowing
18 that I was in there.

19 Q. This was in January or early February?
20 This is when he started this?

21 A. Yeah; and I would respond, nobody is in
22 here, go away; but, of course, he started his
23 little thing about, I know you're in there, how
24 you doing, and stuff like that; and then a
25 couple days where I was just having -- due to

1 the flu and I just wasn't feeling good and
2 thinking about Justin and everything, he just
3 noticed that I looked pretty bad and asked for
4 -- you know, he goes, I think you need a hug.
5 He goes, I need one, too. I was just like,
6 okay, no problem. Boy, when he went to hug
7 me --

8 Q. Can we stop for a second and ask you a
9 couple questions about that?

10 A. Okay. Go ahead.

11 Q. I'll let you finish that part.

12 A. Okay.

13 Q. He said to you, you look down. Was he
14 right?

15 A. Yes.

16 Q. Tell me exactly what he said about the
17 hug.

18 A. He said, I think you need a hug.

19 Q. Was he right?

20 A. Yeah.

21 Q. And what did you say when he said, I
22 think you need a hug?

23 A. I said, I know I do.

24 Q. Did you say he also said that he needed
25 a hug?

1 A. Yes.

2 Q. Did he say why?

3 A. He just said he was having a bad day.
4 He didn't say why. He just said, I'm having a
5 bad day.

6 Q. Did the two of you hug?

7 A. Yes.

8 Q. You said this was in either late
9 January or early February, right, 2003?

10 A. Ah-huh.

11 Q. Is this the first time he had ever
12 touched you?

13 A. No, he's given me hugs before.

14 Q. He has?

15 A. Yeah.

16 Q. With your permission?

17 A. Yeah.

18 Q. Okay. How often?

19 A. Maybe once a month.

20 Q. Would he just embrace you or would he
21 ask permission?

22 A. He would ask me.

23 Q. And was there ever a time when you
24 said, no, not today?

25 A. Yeah, a couple times I did because I

1 A. I thought you meant -- you lost me.

2 Q. I'm lost.

3 A. Okay. I thought you meant the
4 side-to-side was more your heads were side to
5 side, they weren't facing directly to each
6 other.

7 Q. Shoulder to shoulder.

8 A. Shoulder to shoulder, yeah.

9 Q. Early hugs were shoulder to shoulder?

10 A. Yeah.

11 Q. We're still getting this wrong. Not
12 like this was a hug (demonstrating)?

13 A. No.

14 Q. More like this was a hug
15 (demonstrating)?

16 A. Yeah, like that.

17 MR. LINDSAY: Do you want to
18 describe what you're talking about?

19 MS. COCHENOUR: Yeah, I know.
20 I'm about to.

21 Q. If I am Larry Meade and Lisa is you, as
22 you're hugging you are face to face, front to
23 front; correct?

24 A. Ah-huh.

25 Q. If I am Larry and Lisa is you, where

1 are my arms, over your shoulders and around
2 your neck?

3 A. Around the waist.

4 Q. Both arms around your waist. And where
5 are your arms?

6 A. Above on the shoulders.

7 Q. On the shoulders. Okay.

8 Is that always the way the hug
9 occurred?

10 A. Yeah.

11 Q. And those hugs are brief?

12 A. Yeah.

13 Q. The hug at the end of January, early
14 February, is it as we just described?

15 A. Yes.

16 Q. Anything else?

17 A. Yes.

18 Q. What happened?

19 A. His hands wandered down onto my butt.

20 Q. Both hands?

21 A. Yes.

22 Q. How tall is Larry Meade?

23 A. Maybe three inches taller than me.

24 Q. How tall are you?

25 A. Five six.

1 Q. So you think Larry is about five nine?

2 A. Yeah.

3 Q. Is Larry thin, heavy, average? How
4 would you describe him?

5 A. I would say he's average.

6 Q. How long from start to finish was this
7 hug?

8 A. Maybe 30 seconds. Maybe not even that.
9 It wasn't real quick, but it wasn't real long.

10 Q. Was it a little bit longer than all of
11 the others?

12 A. Yeah.

13 Q. You say his hands -- you used the
14 phrase wandered down to your butt.

15 A. Yes.

16 Q. Tell me exactly what you mean.

17 A. The hands were always at the back,
18 right on the back.

19 Q. In previous hugs you're demonstrating
20 his hands were always on the small of your
21 back?

22 A. Yeah.

23 Q. Behind your waist?

24 A. Yes. They started there but then they
25 crept down.

1 Q. Both hands; right?

2 A. Yes.

3 Q. And how far down did they creep?

4 A. To almost -- when I realized what he
5 was doing, I pushed him away.

6 Q. Where were his hands when you pushed
7 him away?

8 A. On my butt.

9 Q. At the top of your butt?

10 A. Yeah.

11 Q. Closest to your waist?

12 A. Yeah.

13 Q. Did you feel his hands move from your
14 waist to a little bit below or did they just
15 start there?

16 A. They just like started there.

17 Q. What were you wearing that day; do you
18 remember?

19 A. Jeans and a T-shirt.

20 Q. Short-sleeved T-shirt?

21 A. Yeah.

22 Q. Was that pretty common for you to be
23 wearing to the office in January and February?

24 A. Yeah.

25 Q. When you felt his hands at the bottom

1 of your waist and top of your butt, what did
2 you do?

3 A. I pushed him away.

4 Q. Where did you touch him to push him?

5 A. The shoulders.

6 Q. What did you say?

7 A. "What did you do that for?"

8 Q. What did he say?

9 A. "What did I do? What?"

10 Q. Then what happened?

11 A. I told him to leave.

12 Q. What did he say?

13 A. "I'm sorry. I'm sorry."

14 Q. Did he leave?

15 A. Yeah.

16 Q. Did that ever happen again? Did he
17 ever hug you and put his hands at the top of
18 your butt again?

19 A. No.

20 Q. You say this was at the end of January
21 2003, beginning of February. Did you report
22 that to HR?

23 A. No.

24 Q. Did you report it to your supervisor?

25 A. No.

1 Q. Did you tell your husband?

2 A. No.

3 Q. Did you tell Cornelia?

4 A. No.

5 Q. Did you tell anyone?

6 A. No.

7 Q. After that incident, when is the next
8 time that you saw Larry?

9 A. Probably two days later he tried to
10 apologize to me.

11 Q. What do you mean "tried to"?

12 A. He tried to, but I turned around and
13 walked away and wouldn't listen to him.

14 Q. Why wouldn't you accept his apology?

15 A. I just felt that he knew what he was
16 doing and that he did it on purpose.

17 Q. And you were offended by it?

18 A. Ah-huh.

19 Q. But you didn't report it to anybody?

20 A. No.

21 Q. I still don't understand why you
22 wouldn't accept his apology.

23 A. Because I was being bull-headed.

24 Q. Okay. When is the next time you saw
25 him?